UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO

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RICHARD L. BELL

: CASE NO. 1:11-CV-2092

Plaintiff,

v. : AMENDED ORDER & JUDGMENT

MICHAEL J. ASTRUE.

Commissioner of Social Security,

Defendant.

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## JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On December 22, 2011, Magistrate Judge Vecchiarelli filed a Report & Recommendation recommending that Plaintiff Richard Bell's complaint be dismissed. *See* [Doc. 11]. On January 4, 2012, Bell filed a "Motion for Reconsideration and Objections to the Magistrate's Report and Recommendation," asking "that the Magistrate [Judge] reconsider her determination that this case should be dismissed." [Doc. 12]. The Court construed this as a motion for Magistrate Judge Vecchiarelli to reconsider her Report & Recommendation and Magistrate Judge Vecchiarelli—in an order denying Bell's motion for reconsideration—warned Bell that "[a] party may not seek review of a Magistrate Judge's order by both the Magistrate Judge in a motion for reconsideration and the District Judge in an objection simultaneously." [Doc. 13, at 3 n.1]. Since that time, Bell has not filed any objections to Magistrate Judge Vecchiarelli's Report & Recommendation or her order denying Bell's motion for reconsideration.

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Gwin, J.

Accordingly, the Court **ADOPTS** Magistrate Judge Vecchiarelli's Report & Recommendation and, for the reasons provided in that Report & Recommendation, **DISMISSES**Plaintiff's complaint. This action is **TERMINATED** under Federal Rule of Civil Procedure 58.

IT IS SO ORDERED.

Dated: May 22, 2012 s/ James S. Gwin

JAMES S. GWIN UNITED STATES DISTRICT JUDGE